

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA (Western Division – Los Angeles)  
CIVIL DOCKET FOR CASE #: 2:19-cv-10506-RSWL-MAA**

City of Los Angeles v. Federal Aviation Administration  
Assigned to: Judge Ronald S.W. Lew  
Referred to: Magistrate Judge Maria A. Audero  
Cause: 05:552 Freedom of Information Act

Date Filed: 12/12/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**City of Los Angeles**

represented by **David J Michaelson**  
Los Angeles City Attorneys Office  
200 North Main Street Suite 800  
Los Angeles, CA 90012  
213-978-7100  
Fax: 213-978-8250  
Email: [david.michaelson@lacity.org](mailto:david.michaelson@lacity.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Michael Nelson Feuer**  
Los Angeles City Attorneys Office  
Affirmative Litigation Division  
200 North Main Street Suite 800  
Los Angeles, CA 90012  
213-978-8100  
Fax: 213-978-8312  
Email: [mike.feuer@lacity.org](mailto:mike.feuer@lacity.org)  
**ATTORNEY TO BE NOTICED**

**Nathaniel H Hunt**  
Kaplan Kirsch and Rockwell LLP  
1675 Broadway Suite 2300  
Denver, CO 80202  
303-825-7000  
Fax: 303-825-7005  
Email: [nhunt@kaplankirsch.com](mailto:nhunt@kaplankirsch.com)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Peter J Kirsch**  
Kaplan Kirsch and Rockwell LLP  
1675 Broadway Suite 2300  
Denver, CO 80202  
303-825-7000  
Fax: 303-825-7005  
Email: [pkirsch@kaplankirsch.com](mailto:pkirsch@kaplankirsch.com)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**Federal Aviation Administration**

represented by **Jason K Axe**  
AUSA – Office of US Attorney  
300 North Los Angeles Street Suite 7516  
Los Angeles, CA 90012  
213-894-8790  
Fax: 213-894-7819  
Email: [Jason.Axe@usdoj.gov](mailto:Jason.Axe@usdoj.gov)

*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
12/12/2019	<u>1</u>	COMPLAINT Receipt No: 0973-24939541 – Fee: \$400, filed by Plaintiff CITY OF LOS ANGELES. (Attachments: # <u>1</u> Exhibit Exhibits A–L, # <u>2</u> Civil Cover Sheet) (Attorney David J Michaelson added to party CITY OF LOS ANGELES(pty:pla))(Michaelson, David) (Entered: 12/12/2019)
12/12/2019	<u>2</u>	Request for Clerk to Issue Summons on Complaint (Attorney Civil Case Opening), <u>1</u> filed by Plaintiff CITY OF LOS ANGELES. (Michaelson, David) (Entered: 12/12/2019)
12/12/2019	<u>3</u>	CERTIFICATE of Interested Parties filed by Plaintiff CITY OF LOS ANGELES, identifying City of Los Angeles. (Michaelson, David) (Entered: 12/12/2019)
12/17/2019	<u>4</u>	NOTICE OF ASSIGNMENT to District Judge Ronald S. W. Lew and Magistrate Judge Maria A. Audero. (et) (Entered: 12/17/2019)
12/17/2019	<u>5</u>	NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM filed. (et) (Entered: 12/17/2019)
12/17/2019	<u>6</u>	60 DAY Summons Issued re Complaint (Attorney Civil Case Opening) <u>1</u> as to Defendant Federal Aviation Administration. (et) (Entered: 12/17/2019)
12/17/2019	<u>7</u>	NOTICE OF DEFICIENCIES in Attorney Case Opening RE: Complaint (Attorney Civil Case Opening) <u>1</u> . The following error(s) was found: The Civil Cover Sheet is attached to the Complaint. It should have been filed and entered separately under its proper event. You are not required to take any action to correct this deficiency unless the Court so directs. (et) (Entered: 12/17/2019)
01/16/2020	<u>8</u>	STIPULATION Extending Time to Answer the complaint as to Federal Aviation Administration answer now due 2/20/2020, re Complaint (Attorney Civil Case Opening), <u>1</u> filed by Defendant Federal Aviation Administration.(Attorney Jason K Axe added to party Federal Aviation Administration(pty:dft))(Axe, Jason) (Entered: 01/16/2020)
01/17/2020	<u>9</u>	SERVICE UNDER FRCP 5(b)(2)(D) Executed by Plaintiff City of Los Angeles, upon Defendant Federal Aviation Administration served on 12/19/2019, answer due 2/20/2020. Service of the Summons and Complaint were executed upon the Clerks Office in compliance with Federal Rules of Civil Procedure. (Michaelson, David) (Entered: 01/17/2020)
01/17/2020	<u>10</u>	PROOF OF SERVICE Executed City of Los Angeles, upon Defendant Federal Aviation Administration served on 12/23/2019, answer due 2/20/2020. Service of the Summons and Complaint were Service was executed in compliance with Federal Rules of Civil Procedure. Due diligence declaration NOT attached. Registered or certified mail return receipt attached. Original Summons returned. (Michaelson, David) (Entered: 01/17/2020)
01/31/2020	<u>11</u>	APPLICATION of Non-Resident Attorney Nathaniel H. Hunt to Appear Pro Hac Vice on behalf of Plaintiff City of Los Angeles (Pro Hac Vice Fee – \$400 Fee Paid, Receipt No. 0973-25233517) filed by Plaintiff City of Los Angeles. (Attachments: # <u>1</u> Proposed Order) (Michaelson, David) (Entered: 01/31/2020)
02/04/2020	<u>12</u>	ORDER ON APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE PRO HAC VICE by Judge Ronald S.W. Lew: GRANTING <u>11</u> Non-Resident Attorney Nathaniel H. Hunt APPLICATION to Appear Pro Hac Vice on behalf of Plaintiffs City of Los Angeles, designating David J. Michaelson as local counsel. (lt) (Entered: 02/04/2020)
02/06/2020	<u>13</u>	APPLICATION of Non-Resident Attorney Peter J. Kirsch to Appear Pro Hac Vice on behalf of Plaintiff City of Los Angeles (Pro Hac Vice Fee – \$400 Fee Paid, Receipt No. 0973-25272798) filed by Plaintiff City of Los Angeles. (Attachments: # <u>1</u> Proposed Order) (Michaelson, David) (Entered: 02/06/2020)

02/10/2020	<u>14</u>	ORDER by Judge Ronald S.W. Lew: GRANTING <u>13</u> Non-Resident Attorney Peter J. Kirsch APPLICATION to Appear Pro Hac Vice on behalf of Plaintiff, City of Los Angeles, designating David J. Michaelson as local counsel. (shb) (Entered: 02/10/2020)
02/20/2020	<u>15</u>	ANSWER to Complaint (Attorney Civil Case Opening), <u>1</u> filed by Defendant Federal Aviation Administration.(Axe, Jason) (Entered: 02/20/2020)
02/21/2020	<u>16</u>	MINUTE ORDER (IN CHAMBERS) SETTING SCHEDULING CONFERENCE by Judge Ronald S.W. Lew. Scheduling Conference set for 4/21/2020 at 10:00 AM. See order for complete details. (jre) (Entered: 02/21/2020)
04/14/2020	<u>17</u>	JOINT REPORT Rule 26(f) Discovery Plan ; estimated length of trial 1-2 days, filed by Defendant Federal Aviation Administration.. (Axe, Jason) (Entered: 04/14/2020)
04/16/2020	<u>18</u>	MINUTE ORDER IN CHAMBERS by Judge Ronald S.W. Lew: The Scheduling Conference, set for April 21, 2020, at 10:00 a.m., is hereby ADVANCED to this date and taken OFF- CALENDAR. No appearance necessary on April 21, 2020. The Court finds the matter suitable for decision without oral argument and sets the following dates: Deadline to Amend Pleadings: 06-15-2020. Discovery Cut-Off: 07-31-2020. Motion Filing Cut-Off: 08-31-2020. Final Pretrial Conference: 12-15-2020 at 10:00 am. ; Jury Trial (1-5 day est) : 01-12-2021 at 9:00 am. All other dates applicable to this action which are not specifically set herein or otherwise ordered by this Court shall be governed by applicable Local Rules of Court for the Central District of California and Federal Rules of Civil Procedure. Any request presented to the Court for ruling should not be embodied in a report or notice and should be separately made and formally filed onto the docket of this action. This includes any request to stay or continue discovery set before the District Judge. All discovery related motions, with exception to any deadlines set forth herein, shall be brought before the assigned Magistrate Judge, and comply with the Magistrate Judges requirements. All hearings before Judge Ronald S.W. Lew shall take place at the U.S. Courthouse, 350 W. 1st Street, Los Angeles, CA 90012. Courtroom location to be determined and will be noticed to the parties/counsel prior to the hearing date. See order for further details. (shb) (Entered: 04/16/2020)
04/17/2020	<u>19</u>	ORDER/REFERRAL to ADR Procedure No 2 by Judge Ronald S.W. Lew. Case ordered to Court Mediation Panel for mediation. ADR Proceeding to be held no later than 11 days before trial. (shb) (Entered: 04/17/2020)
05/08/2020	<u>20</u>	REQUEST for ADR Procedure No. 1 filed. Parties request Filed by Plaintiff City of Los Angeles. (Attachments: # <u>1</u> Declaration of Nathaniel Hunt, # <u>2</u> Proposed Order re: ADR Procedure No. 1)(Hunt, Nathaniel) (Entered: 05/08/2020)
05/11/2020	<u>21</u>	*THIS SUPERSEDES ANY PRIOR REFERRALS TO ADR. ORDER/REFERRAL to ADR Procedure No 1 by Judge Ronald S.W. Lew. Case ordered to Magistrate Judge Maria A. Audero for Settlement Conference. ADR Proceeding to be held no later than 11 days before trial. (shb) (Entered: 05/11/2020)
06/03/2020	<u>22</u>	NOTICE OF MOTION AND MOTION to Stay pending HEARING ON DEFENDANTS MOTION FOR SUMMARY JUDGMENT filed by Defendant Federal Aviation Administration. Motion set for hearing on 7/7/2020 at 10:00 AM before Judge Ronald S.W. Lew. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Proposed Order) (Axe, Jason) (Entered: 06/03/2020)
06/16/2020	<u>23</u>	OPPOSITION OPPOSITION re: NOTICE OF MOTION AND MOTION to Stay pending HEARING ON DEFENDANTS MOTION FOR SUMMARY JUDGMENT <u>22</u> filed by Plaintiff City of Los Angeles. (Attachments: # <u>1</u> Exhibit Exhibit A to Declaration of Nathaniel H. Hunt)(Kirsch, Peter) (Entered: 06/16/2020)
06/23/2020	<u>24</u>	REPLY IN SUPPORT OF NOTICE OF MOTION AND MOTION to Stay pending HEARING ON DEFENDANTS MOTION FOR SUMMARY JUDGMENT <u>22</u> filed by Defendant Federal Aviation Administration. (Axe, Jason) (Entered: 06/23/2020)
07/02/2020	<u>25</u>	TEXT ONLY ORDER (IN CHAMBERS) by Judge Ronald S.W. Lew: The hearing on the MOTION to Stay pending HEARING ON DEFENDANTS MOTION FOR SUMMARY JUDGMENT filed by Defendant Federal Aviation Administration <u>22</u> is hereby vacated and taken OFF-CALENDAR. The motion is suitable for decision without oral argument and stands SUBMITTED. No appearance necessary on

		7/7/2020. The Court's ruling will issue. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 07/02/2020)
--	--	---